



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/625,006	07/25/2000	Amir Herzberg	6727/OH449	7174

7590

06/03/2003

S Peter Ludwig
Darby & Darby P C
805 Third Avenue
New York, NY 10022

EXAMINER

ABDI, KAMBIZ

ART UNIT	PAPER NUMBER
----------	--------------

3621

DATE MAILED: 06/03/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 3621

Response to Supplemental Response

In response to applicant's supplementary response filed on 16 May 2003, after the mailing of the advisory action, examiner is submitting the following;

The applicants' arguments are not persuasive in light of the changes that has been made and put forward in the claim language. The claim language has not been changed in a manner that puts the claimed invention in an allowable position. Applicant has canceled dependent claims 7, 8, 10, and 22 and has incorporated them in the independent claims. The previous office actions have consequently addressed the issues of all the claims that has been presented in this amendment. Therefore, the presented claimed invention as it has been put forward and in their current form do not merit allowability of said amended claims at this point in the prosecution. In light of the interview conducted over telephone with applicant's representative, an interview summary was forwarded to the applicant on 28 April 2003. Apparently the applicant does not agree with the content of the interview summary. It was understood by the examiner, during the telephone interview that claim 1 was not allowable over the prior art of record that was discussed in the final office action. Apparently this has been a misunderstanding between the examiner and the applicant's representative. Based on the same interview and examiner's understanding, the applicant's representative argued that the prior art of record does not meet the claim 10 that was the main focus of the discussion in the interview. Although the examiner maintains that the prior art of record that has been sighted by the examiner in the last office action are believed to teach/read on applicant's claimed invention as they have been presented in the amended claims. Therefore, the finality of the last office action stands.

This will serve as a consolidation of the answer to the supplementary response filed on 16 May 2003 and advisory action that was mail by the office on 16 May 2003.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kambiz Abdi whose telephone number is (703) 305-3364. The examiner can normally be reached on 9:30 AM to 5:00 PM.

Art Unit: 3621

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James P.

Trammell can be reached on (703) 305-9768.

Any inquiry of a general nature or relating to the status of this application or proceeding should be

directed to the Receptionist whose telephone number is (703) 308-1113.

Any response to this action should be mailed to:

**Commissioner of Patents and Trademarks
Washington D.C. 20231**

or faxed to:

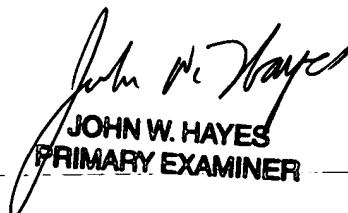
(703) 305-7687 [Official communications; including After Final communications labeled "Box AF"]

(703) 746-7749 [Informal/Draft communications, labeled "PROPOSED" or "DRAFT"]

Hand delivered responses should be brought to:

**Crystal Park 5, 2451 Crystal Drive
7th floor receptionist, Arlington, VA, 22202**

Abdi/K
May 30, 2003


JOHN W. HAYES
PRIMARY EXAMINER